



JOHN ELIAS BALDACCI  
GOVERNOR

STATE OF MAINE  
DEPARTMENT OF PROFESSIONAL  
AND FINANCIAL REGULATION  
OFFICE OF LICENSING & REGISTRATION  
**BOARD OF CHIROPRACTIC LICENSURE**  
35 STATE HOUSE STATION  
AUGUSTA, MAINE  
04333-0035

ANNE L. HEAD  
DIRECTOR

GERALDINE L. BETTS  
ADMINISTRATOR

**Maine Board of Chiropractic Licensure  
Minutes of the March 19, 2009 Board Meeting**

**CALL TO ORDER**

Chairperson Morin called the meeting to order at 9:06 A.M.

**MEMBERS PRESENT**

Paul Morin, Chiropractor, Chairperson  
Moshe Myerowitz, Chiropractor  
Jan Roberts, Chiropractor, Complaint Officer  
Linda Boyle, Public Member  
Marc Malon, Chiropractor  
Lorraine Brown, Public Member

**STAFF PRESENT**

Kelly McLaughlin, Staff Development Specialist IV  
Carrie Carney, Assistant Attorney General  
Geraldine Betts, Administrator

**OLD BUSINESS**

**Review and approval of the minutes of January 20, 2009**

In a motion by Myerowitz, seconded by Malon, to accept the minutes of January 20, 2009, as presented. Motion carried.

**NEW BUSINESS**

**Adjudicatory Hearing – 2008 CHI 5112 Terry Anelons**

In a motion by Boyle, seconded by Malon, to accept the consent agreement as presented in the matter of 2008 CHI 5112; terms include a voluntary surrender of license and not to seek licensure ever again in Maine. Motion carried.

Board Staff (207)624-8621  
Main Receptionist (207)624-8603  
Hearing Impaired/TTY 1-888-577-6690



PRINTED ON RECYCLED PAPER  
[www.maine.gov/professionallicensing](http://www.maine.gov/professionallicensing)

[Geraldine.L.Betts@maine.gov](mailto:Geraldine.L.Betts@maine.gov)  
Direct Line: (207) 624-8625  
Fax: (207) 624-8637

OFFICE LOCATION: GARDINER ANNEX  
122 NORTHERN AVENUE, GARDINER, MAINE

## **Complaint Committee's Report**

### *2008 CHI 5196*

In a motion by Myerowitz, seconded by Brown, to schedule 2008 CHI 5196 for an adjudicatory hearing within 30 days; to impose an immediate suspension of license for a period not to exceed thirty (30) days pursuant to 5 MRS § 10004 (3). The Board found that continued licensure will pose an immediate jeopardy to the public and failure to suspend the license will fail to adequately respond to the known risk. Motion carried, Complaint Officer Roberts recused.

### *2008 CHI 4740 and 4760 – Clifford Faldman*

In a motion by Myerowitz, seconded by Boyle, to schedule 2008 CHI 4740 and 4760 for an adjudicatory hearing within 30 days; to impose an immediate suspension of license for a period not to exceed thirty (30) days pursuant to 5 MRS § 10004 (3). The Board found that continued licensure will pose an immediate jeopardy to the public and failure to suspend the license will fail to adequately respond to the known risk. Motion carried, Complaint Officer Roberts and Malon recused.

In a motion by Morin, seconded by Boyle, to offer a consent agreement in the matter of 2008 CHI 4740 and 4760 including a revocation for a period of a minimum of six (6) months or until such time the licensee satisfactorily demonstrates compliance with a Board approved the counselor. Licensee must complete all provisions of disciplinary actions. Motion carried, Malon recused. Motion carried, Complaint Officer Roberts and Malon recused.

### *2008 CHI 4641*

In a motion by Myerowitz, seconded by Malon, to dismiss 2008 CHI 4641 on the basis of no violation of Board's Laws and Rules. Motion carried, Roberts recused.

### *2008 CHI 5075*

In a motion by Boyle, seconded by Malon, to dismiss 2008 CHI 5075 on the basis of no violation of Board's Laws and Rules. Motion carried, Complaint Officer Roberts recused.

### *2008 CHI 5135*

In a motion by Myerowitz, seconded by Malon, to dismiss 2008 CHI 5135 on the basis of no violation of Board's Laws and Rules. Motion carried, Complaint Officer Roberts recused.

### *2008 CHI 5153*

In a motion by Malon, seconded by Myerowitz, to dismiss 2008 CHI with a letter of guidance as presented. The letter of guidance is to be on file for a period of two (2) years. Motion carried, Complaint Officer Roberts recused.

### *2008 CHI 5152*

In a motion by Morin, seconded by Boyle, to schedule 2008 CHI 5152 for an adjudicatory hearing and to instruct Ms. Carney to pursue all legal means to resolve the matter. Motion carried, Complaint Officer Roberts recused.

### *2004 CHI 94, 95 96 – Matthew Pulley*

The Board tabled action on this item to a future meeting.

## **Board Action on License Applications**

*Kate Bradley (TA1876)*

In a motion by Boyle, seconded by Brown, to preliminarily deny licensure to Kate Bradley and to offer a consent agreement including admission to failure to disclose crime and offer a fine of \$100. Motion amended. In a motion by Morin seconded by Malon to amend motion. Motion carried, Boyle opposed.

In a motion by Morin, seconded by Malon, to preliminarily deny licensure to Kate Bradley and to offer a consent agreement including: admission to failure to disclose criminal conviction and a warning. Motion carried, Boyle opposed.

*Cynthia Michaud (TA1869)*

In a motion by Malon, seconded by Morin, to preliminarily deny licensure to Cynthia Michaud and to offer a consent agreement including: admission to failure to disclose criminal conviction and a warning. Motion carried, Boyle opposed.

*Edwin Dunton (CR1851)*

In a motion by Myerowitz, seconded by Malon, to grant licensure to Edwin Dunton by licensure endorsement pending successful completion of the jurisprudence examination. Motion carried.

## **Correspondence**

*E-correspondence of October 31, 2008, Wendy Pollock, regarding the scope of practice and the practice of Constitutional Homeopathy*

The Board reviewed the correspondence and determined licensed chiropractors may use all chiropractic methodologies utilized for the identification or correction of subluxation and the accompanying physiological or mechanical abnormalities, which include diagnostic, therapeutic, adjustive or manipulative techniques utilized within the chiropractic profession, excluding prescriptive medication or surgery.

*Letter of November 11, 2008, Kathryn Holt regarding the scope of practice and the sale of non-prescription nutritional supplements*

The Board reviewed the correspondence and determined licensed chiropractors have the authority to recommend and provide to their patients non-prescription nutritional supplements.

## **PACE consideration for approval**

In a motion by Myerowitz, seconded by Malon, to accept approval of PACE approved courses through the end of 2014. Motion carried.

## **Program Administrator's Report**

Ms. Betts update the Board on the status of the legislation regarding the posting of a license.

## **Review Jurisprudence Examination – Executive Session**

In a motion by Morin, seconded by Malon, to enter executive session for the purpose of Jurisprudence Examination review at 2:11 p.m. Motion carried.

In a motion by Morin, seconded by Boyle, to end executive session at 3:31 p.m. Motion carried.

## **ADJOURN**

There being no further business Malon, motioned to adjourn at 3:34 p.m., seconded by Boyle. Motion carried.